

US DISTRICT COURT  
ND OF NY  
FILED

MAR 05 2013

LAWRENCE K. BAERMAN, Clerk  
UTICA

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

-----X  
NORTH ATLANTIC OPERATING COMPANY,  
INC.

Plaintiff,

- against -

SMOKER'S CHOICE, a/k/a, SMOKER'S  
CHOICE #41; ONE STOP CONVENIENCE  
STORE, a/k/a, ONE STOP CONVENIENT, a/k/a,  
NEW ONE STOP CONVENIENCE;  
RACETRACK, a/k/a, RACE TRACK; EAST  
GREENBUSH MOBIL, a/k/a, RED MILL  
MOBIL; SJA MART INC., d/b/a, SUNOCO GAS  
STATION, EXIT #23; NILA NEIGHBOR  
DISCOUNT LTD, d/b/a, CITGO GAS STATION;  
and JOHN DOES ONE through TEN, inclusive,

Defendants.  
-----X

Civil Action No.: 1:12-CV-1651 (DNH)

ECF CASE

**STIPULATION OF SETTLEMENT AND VOLUNTARY DISCONTINUANCE**  
**WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that  
no party hereto is an infant or incompetent, and that the above-captioned action be, and the same  
is hereby, voluntarily discontinued with prejudice as against Defendant One Stop Convenience  
Store, without costs as to any party as against another.


This Stipulation may be signed in counterparts, which, taken together, shall constitute  
one and the same original. Facsimile signatures shall be accepted as originals for all purposes.

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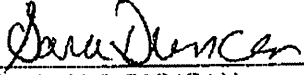
Plaintiff's counsel may file this Stipulation with the Court upon execution of the Settlement Agreement between the parties.

Dated: February 6, 2013  
New York, New York

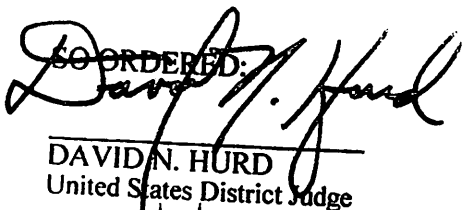
Dated: February 19, 2013  
New York, New York

By:   
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*Attorneys for Defendant One Stop  
Convenience Store*

  
SO ORDERED:  
DAVID N. HURD  
United States District Judge  
Dated: 3/5/2013  
Utica, NY